

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,

Plaintiff/Respondent.

v.

No. CV 16-0882 LH/LAM  
No. CR 11-1204 LH

WARREN RIVERA,

Defendant/Movant,

**ORDER GRANTING UNOPPOSED MOTION TO STAY**

**THIS MATTER** is before the Court on the *United States' Unopposed Motion to Stay Briefing* (Doc. 5), filed on September 9, 2016. In its motion, the United States asks the Court to stay briefing in this case pending a decision from the Tenth Circuit in *United States v. Maldonado-Palma*, No. 15-2146, 2015 WL 7565593. The Court **FINDS** that the motion is well-taken and shall be **GRANTED**.

**IT IS THEREFORE ORDERED** that the *United States' Unopposed Motion to Stay Briefing* (Doc. 5) is **GRANTED** and the briefing in this case is **STAYED** pending a decision in *United States v. Maldonado-Palma*.

**IT IS FURTHER ORDERED** that the United States shall notify the Court when the Tenth Circuit issues a ruling in *United States v. Maldonado-Palma*, and the United States' response to Defendant/Movant's § 2255 motion is due **within twenty-one (21) days of the issuance of that decision**.

**IT IS SO ORDERED.**

  
LOURDES A. MARTÍNEZ  
UNITED STATES MAGISTRATE JUDGE